

**RULES OF JUVENILE PROCEDURE**

**CHAPTER 222**

**RULES OF JUVENILE PROCEDURE**

IN THE MATTER OF THE RULES  
OF JUVENILE PROCEDURE



REPORT OF THE  
SUPREME COURT

TO THE 1983 REGULAR SESSION OF THE SEVENTIETH GENERAL ASSEMBLY OF  
THE STATE OF IOWA:

Pursuant to Iowa Code sections 232.152 and 684.19, the Supreme Court of Iowa has prescribed and hereby reports to the General Assembly the following new Rule of Juvenile Procedure:

Rule 1. Forms. The forms contained in the appendix of forms are illustrative and not mandatory and any particular instrument may be in more or less the form illustrated.

**APPENDIX OF FORMS**

Form 1.

IN THE IOWA DISTRICT COURT FOR \_\_\_\_\_ COUNTY  
JUVENILE COURT

IN RE THE FAMILY OF  
\_\_\_\_\_  
UPON THE PETITION OF  
\_\_\_\_\_

JUVENILE NO. \_\_\_\_\_

A CHILD/CHILDREN OR  
A PARENT, GUARDIAN OR  
CUSTODIAN.

PETITION FOR  
FAMILY IN NEED OF ASSISTANCE

The petitioner respectfully states to the court that (child/children) and (parent, guardian or custodian) are a family in need of assistance within the purview of Iowa Code sections 232.122 through 232.127, in that there has been a breakdown in the familial relationship. In support thereof, petitioner states as follows:

(STATE BRIEFLY FACTS RELIED ON TO SUSTAIN PETITION.)

Petitioner has sought services from \_\_\_\_\_, a private or public agency, to maintain and improve the familial relationship, but the relationship has not improved and petitioner now requests the aid of the court.

The name(s) and residence(s) of the child/children are \_\_\_\_\_

The age(s) of the child/children is/are \_\_\_\_\_

The names and residences of the living parents, guardian or custodian are

The name and address of the guardian ad litem are

WHEREFORE, the undersigned prays that the court set a time and place for hearing on the petition, appoint counsel for the child, order that notice be directed to all parties in interest in a manner provided by law, and upon hearing adjudicate this family to be a family in need of assistance and make such order or orders as may maintain and improve the familial relationship.

Petitioner

Address

VERIFICATION

State of Iowa }  
County ss

I, \_\_\_\_\_, being duly sworn, depose and say that I have read and signed the foregoing petition and that the allegations therein made are true to the best of my information and belief.

Petitioner

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Notary Public or Deputy Clerk

SOURCE: Iowa Code §§ 232.125, 232.126, 232.127; Iowa R. Juv. P. form 1.

Form 2.

IN THE IOWA DISTRICT COURT FOR \_\_\_\_\_ COUNTY  
JUVENILE COURT

IN RE THE FAMILY OF \_\_\_\_\_;  
UPON THE PETITION OF \_\_\_\_\_.

JUVENILE NO. \_\_\_\_\_

A CHILD/CHILDREN OR  
A PARENT, GUARDIAN OR  
CUSTODIAN.

ORDER  
SETTING HEARING, APPOINTING  
COUNSEL AND GIVING NOTICE  
(FAMILY IN NEED OF ASSISTANCE)

TO: \_\_\_\_\_

You are hereby notified that there is presently on file in this court a verified petition alleging the above-named family to be a family in need of assistance; a copy of the petition is attached. An adjudicatory hearing on the merits of the petition is set for the time and place stated below.

You are further notified that the court shall appoint counsel or a guardian ad litem to represent the interests of the child at the adjudicatory hearing unless the child already has such counsel or guardian and that the court shall appoint counsel for the parent, guardian, or custodian if that person desires but is financially unable to employ counsel.

You are further notified that if you wish to state your views, you must appear or in your absence the court may order you to comply with any other reasonable orders designed to maintain and improve the familial relationship.

The court having found that a hearing on this matter should be set, IT IS HEREBY ORDERED:

1. That the above matter is set for adjudicatory hearing at \_\_\_ o'clock, \_\_m., on the \_\_\_ day of \_\_\_\_\_, 19\_\_\_, before this court at the \_\_\_\_\_ County Courthouse at \_\_\_\_\_, in the city of \_\_\_\_\_, \_\_\_\_\_ County, Iowa.

2. That \_\_\_\_\_, an attorney practicing before this court is appointed to represent the child, \_\_\_\_\_, in this matter as guardian ad litem.\*

3. That the clerk of the juvenile court is directed to send by certified mail a copy of this order with the attached petition to the above-named child, child's counsel and said child's parent, guardian or custodian no less than \_\_\_\_\_ days prior to the time set out above, said mailing to serve as notice of said hearing.

Dated this \_\_\_ day of \_\_\_\_\_, 19\_\_\_.

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Judge

\* Delete this paragraph if the child is already represented by counsel.

SOURCE: Iowa Code §§ 232.126, 232.127; Iowa R. Juv. P. form 2.

Respectfully submitted,  
THE SUPREME COURT OF IOWA

/s/ W. W. Reynoldson

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W. W. REYNOLDSON, CHIEF JUSTICE

Des Moines, Iowa  
January 14, 1983

ACKNOWLEDGMENT

I, the undersigned, Secretary of the Senate of the State of Iowa, hereby acknowledge delivery to me on the fourteenth day of January, 1983, of the foregoing report of the Supreme Court of Iowa pertaining to the Rules of Juvenile Procedure.

/s/ K. Marie Thayer

Secretary of the Senate, 1983 Regular  
Session of the Seventieth General Assembly  
of the State of Iowa

ACKNOWLEDGMENT

I, the undersigned, Chief Clerk of the House of Representatives of the State of Iowa, hereby acknowledge delivery to me on the fourteenth day of January, 1983, of the foregoing report of the Supreme Court of Iowa pertaining to the Rules of Juvenile Procedure.

/s/ Joseph O'Hern

Chief Clerk of the House of Representatives,  
1983 Regular Session of the Seventieth  
General Assembly of the State of Iowa

## CERTIFICATE

I, Robert Anderson, do hereby certify that I am the President of the Senate of the 1983 Regular Session of the Seventieth General Assembly of the State of Iowa; and I, K. Marie Thayer, do hereby certify that I am the Secretary of the Senate of the 1983 Regular Session of the Seventieth General Assembly of the State of Iowa, and we do hereby jointly certify as President and Secretary that on the fourteenth day of January, 1983, the Supreme Court of the State of Iowa reported to the Senate, and filed with it, the attached and foregoing Rules of Juvenile Procedure;

THAT the date of making that report to the 1983 Regular Session of the Seventieth General Assembly was within twenty days subsequent to the convening of the 1983 Regular Session of the Seventieth General Assembly;

THAT no other report pertaining to the Rules of Juvenile Procedure was made or filed by the Supreme Court with the Senate;

THAT no changes, modifications, amendments, revisions or additions to the Rules of Juvenile Procedure as reported by the Supreme Court were made or enacted at the 1983 Regular Session of the Seventieth General Assembly.

Signed this 14th day of May, 1983, being the sine die adjournment of the 1983 Regular Session of the Seventieth General Assembly.

/s/ Robert Anderson

ROBERT ANDERSON  
President of the Senate

/s/ K. Marie Thayer

K. MARIE THAYER  
Secretary of the Senate, 1983 Regular  
Session of the Seventieth General Assembly  
of the State of Iowa

## CERTIFICATE

I, Donald Avenson, do hereby certify that I am the Speaker of the House of Representatives of the 1983 Regular Session of the Seventieth General Assembly of the State of Iowa; and I, Joseph O'Hern, do hereby certify that I am the Chief Clerk of the House of Representatives of the 1983 Regular Session of the Seventieth General Assembly of the State of Iowa, and we do hereby jointly certify as Speaker and Chief Clerk that on the fourteenth day of January, 1983, the Supreme Court of the State of Iowa reported to the House of Representatives, and filed with it, the attached and foregoing Rules of Juvenile Procedure;

THAT the date of making that report to the 1983 Regular Session of the Seventieth General Assembly was within twenty days subsequent to the convening of the 1983 Regular Session of the Seventieth General Assembly;

THAT no other report pertaining to the Rules of Juvenile Procedure was made or filed by the Supreme Court with the House of Representatives;

THAT no changes, modifications, amendments, revisions or additions to the Rules of Juvenile Procedure as reported by the Supreme Court were made or enacted at the 1983 Regular Session of the Seventieth General Assembly.

Signed this 14th day of May, 1983, being the sine die adjournment of the 1983 Regular Session of the Seventieth General Assembly.

/s/ Donald Avenson

DONALD AVENSON  
Speaker of the House

/s/ Joseph O'Hern

JOSEPH O'HERN  
Chief Clerk of the House of Representatives,  
1983 Regular Session of the Seventieth  
General Assembly of the State of Iowa